IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Writ Petition No.2355 of 2005

Shri P.A. Rajappan Pillai — Petitioner
Vs.
State of Maharashtra & ors. — Respondents

Mr.Prakash Naik for petitioner.
Mr.D.S.Mhaispurkar, APP for State.

CORAM: B.H.MARLAPALLE & SMT.R.S.DALVI,JJ.

February 15, 2006.

P.C.

. We have heard Mr.Naik, the learned counsel for the petitioner whose son's dead body was recovered from the toilet located on the 4th floor of C.G.O. Complex situated at Naval Dockyard on 7-12-2004 and consequently A.D.R. No.66 of 2004 came to be registered with the Colaba Police Station.

. By this petition filed under Article 226 of the Constitution the petitioner prays for directions to transfer the investigation from Colaba Police Station to the Crime Branch, CID, Mumbai.

. The PSI attached to the Colaba Police Station has filed an affidavit-in-reply and it has been further stated that the final report of investigation is yet to be filed. We have also taken into

consideration the PM report signed on 8-12-2004 by two Medical Officers of G.T. Hospital, Mumbai and the opinion as to the probable cause of death recorded is "due to hanging" and the death is unnatural. The affidavit further states that the petitioner-father was called to the Police Station and he went there with Advocate A.V.K. Nair and his statement was recorded in the presence of the said Advocate who also acted as a a translator. Having regards to the spot panchanama, inquest panchanama and P.M. report, we are of the opinion that there is no need to transfer the investigation from Colaba police station to the Crime Branch.

. The petition is, therefore, rejected and we record the statement made across the bar by the learned APP that the final report will be submitted expeditiously.

(SMT.R.S.DALVI,J.) (B.H.MARLAPALLE,J.)